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Serial No.: 09/929582
Attorney Docket No: 120-458

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Transmittal x 2
Petition to Enter RCE 2 pages
Copy of RCE previously filed 12/13/2005 6 pages

Total pages 11

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/929582
	Filing Date	08/14/2001
	First Named Inventor	Schofield
	Group Art Unit	2633
	Examiner Name	Singh
Total Number of Pages in This Submission	Attorney Docket Number	13854BA 120-458

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) and letter <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition to Enter RCE Copy of RCE and paperwork filed 12/13/2005
Remarks		Please charge any fee deficiency or credit any overpayment to Deposit Account No. 502569.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Lindsay G. McGuinness, Reg. No. 38,549 McGuinness & Manaras LLP
Signature	
Date	2/6/2006

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Type or printed name	Carol Ann Mahoney		
Signature		Date	2/6/06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Schofield

Application No.: 09/929582

Filed: 08/14/2001

Title: System and Apparatus for Photonic Switching

Attorney Docket No.: 13854BAUS 120-458

Group Art Unit: 2633

Examiner: Singh

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Petition to Enter RCE

Dear Sir:

Applicants hereby enclose a copy of an RCE which was filed via facsimile on December 13, 2005 in the above-identified patent application. A copy of the PTO confirmation page is enclosed. Applicant's note that PAIR does not show receipt or entry of this RCE. Applicant's hereby petition for entry of the attached RCE papers with an entry date of December 13, 2005.

It is noted that on the fax cover sheet, the serial no. listed was inadvertently listed as 09/939582. However the RCE and change of correspondence forms enclosed did have the correct serial no. 09/929582.

It is also noted that change of correspondence forms have been submitted twice in this application and the form submitted on September 29, 2004 is acknowledge by entry into PAIR. However, the PTO is still mailing correspondence to the previous attorney of record. It is request that all correspondence be mailed to (Steubing) McGuinness & Manaras, 125 Nagog Park, Acton MA 01720 as indicated in the Change of Correspondence forms submitted both on 9/29/04 and 12/13/2005.

Serial No. 09/929582
2633

- 2 -

Art Unit:

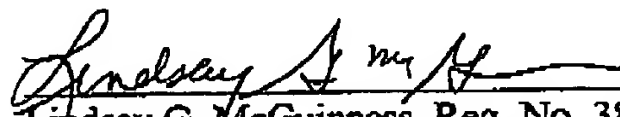
No extension fees should be due for entry of the RCE filed December 13, 2005.

However, to avoid abandonment of this application, Applicants hereby authorize payment of the RCE fee and any additional fees which may be necessary from Deposit Account 502569.

Please feel free to contact Applicant's attorney should there be any unresolved issues, questions or comments.

Respectfully Submitted,

2/6/2006
Date


Lindsay G. McGuinness, Reg. No. 38,549
Attorney/Agent for Applicant(s)
McGuinness & Manaras LLP
125 Nagog Park
Acton, MA 01720
(978) 264-6664

Docket No. 13854BAUS01U 120-458

PTO/SB/30 (09-04)
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Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/929582
	Filing Date	8/14/2001
	First Named Inventor	Schofield
	Art Unit	2633
	Examiner Name	Singh
	Attorney Docket Number	120-458

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other Change of Correspondence Address

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 502569. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<u>Lindsay McGuinness</u>	Date	12/13/2005
Name (Print/Type)	Lindsay McGuinness	Registration No.	38549

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Signature	<u>Carol Ann Mahoney</u>	Date	12/13/2005
Name (Print/Type)	Carol Ann Mahoney		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<u>Lindsay McGuinness</u>	Date	12/13/2005
Name (Print/Type)	Lindsay McGuinness	Registration No.	38549

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